



WMMG 3562.4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of James H. Cink, et al.  
Serial No. 10/805,802  
Filed March 22, 2004  
Confirmation No. 9954  
For PEST CONTROL DEVICE AND METHOD  
Examiner Kurt C. Rowan

Art Unit 3643

December 27, 2005

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

TO THE COMMISSIONER FOR PATENTS,

SIR:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated July 5, 2005, rejecting the following claims: 15-17, 19, 20, and 24-32.

\* The appeal fee of \$500.00 is submitted herewith.

If there are any additional charges in this matter, please charge Deposit Account No. 19-1345.

Respectfully submitted,

Brian P. Klein, Reg. No. 44,837  
SENNIGER POWERS  
One Metropolitan Square, 16th Floor  
St. Louis, Missouri 63102  
(314) 231-5400

BPK/dss

Mail Stop AF

Express Mail Label No. EV 544917545 US

12/29/2005 SSESHE1 00000024 10805802  
01 FC:1401  
500.00 OP



**FEE TRANSMITTAL**

Application Number 10/805,802  
Filing Date March 22, 2004  
Inventor(s) James H. Cink, et al.  
Examiner Name Kurt C. Rowan  
Attorney Docket Number WMMG 3562.4

Art Unit 3643  
Confirmation No. 9954

☐ Applicant claims small entity status.

**METHOD OF PAYMENT**

☐ The Commissioner is hereby authorized to charge the indicated fees to Deposit Account No. 19-1345. The Commissioner is hereby authorized to charge any under payment or credit any over payment to Deposit Account No. 19-1345.

☒ Check Enclosed. The Commissioner is hereby authorized to charge any under payment or credit any over payment to Deposit Account No. 19-1345.

**FEE CALCULATION**

1. ☐ BASIC FILING, SEARCH AND EXAMINATION FEES  
(Type: \_\_\_\_\_) Subtotal (1) \$ \_\_\_\_\_

2. ☐ EXCESS CLAIM FEES

Total Claims \_\_\_\_ - \_\_\_\_ (HP) = 0 x Fee \_\_\_\_ = \$ 0.00

Indep Claims \_\_\_\_ - \_\_\_\_ (HP) = 0 x Fee \_\_\_\_ = \$ 0.00

Multiple Dependent Claims Fee \$ \_\_\_\_\_

(HP = highest number of claims paid for)

Subtotal (2) \$ 0.00

3. ☐ APPLICATION SIZE FEE

Total Pages N/A - 100 = NaN ÷ 50 = 0 x \$250 = \$ 0.00  
(Application + Drawings) (round up to whole #)


Subtotal (3) \$ 0.00

4. ☒ OTHER FEE(S)

- ☐ \_\_\_\_\_ month extension of time
- ☐ Information disclosure statement
- ☐ 37 CFR 1.17(q) processing fee
- ☐ Non-English specification
- ☒ Notice of Appeal
- ☐ Filing a brief in support of appeal
- ☐ Request for oral hearing
- ☐ Other: \_\_\_\_\_

Subtotal (4) \$ 500.00

**TOTAL AMOUNT OF PAYMENT** \$ 500.00

  
Brian P. Klein  
Reg. No. 44,837

12/27/05  
Date  
Telephone: 314-231-5400

BPK/dss

Express Mail Label No. EV 544917545 US